

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ERNEST BRUTON,

Plaintiff,

v.

AUBURN CITY POLICE DEPARTMENT,
et al.,

Defendants.

Case No. C10-780-RAJ

**ORDER DISMISSING § 1983
ACTION**

The Court, having reviewed the Report and Recommendation of Brian A. Tsuchida, United States Magistrate Judge, and the balance of the record, does hereby find and ORDER:

(1) The Court adopts the Report and Recommendation.

(2) The complaint and this § 1983 action are **DISMISSED** without prejudice for failure to prosecute. Local Rule CR 41(b)(2).

(3) The Clerk is directed to send copies of this Order to plaintiff and to Judge Tsuchida.

DATED this 17th day of December, 2010.



The Honorable Richard A. Jones
United States District Judge